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FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP
1100 SUPERIOR AVENUE, SUITE 700
CLEVELAND, OHIO 44114
(216) 861-5582

DATE: January 30, 2006
TO: Commissioner for Patents
FACSIMILE NO.: 1 (571) 273-8300
ATTENTION: Mail Stop Amendment
Examiner Reginald Alexander
Art Unit 1761
FROM: Timothy E. Nauman, Reg. No. 32,283
RE: U.S. Serial No. 10/705,411; filed November 10, 2003
Attorney Docket No: NUKZ 2 00446

Total number of pages (including this cover sheet): 14

Please call us immediately at (216) 861-5582 if the telecopy you receive is incomplete or illegible. Our facsimile numbers are (216) 241-1666 and (216) 241-5147.

CERTIFICATE OF TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Response to Restriction Requirement and Preliminary Amendment is being transmitted via facsimile to the U.S. Patent & Trademark Office Centralized facsimile number (571) 273-8300, attention Mail Stop Amendment, Examiner Reginald Alexander, Group Art Unit 1761 in accordance with 37 C.F.R. § 1.8 on the date indicated below.

January 30, 2006	Mary M. Schriner
Date	Mary M. Schriner

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Attorney Docket No.: CLWZ 2 00152

AMENDMENT TRANSMITTAL LETTER

Ser. No.: 10/705,411	Filed: November 10, 2003	Examiner: Reginald Alexander
Art Unit: 1761	Title: SYSTEMS USEFUL FOR BEVERAGE MAKING MACHINES	

To the Commissioner for Patents:

Transmitted herewith is a **Response to Restriction Requirement and Preliminary Amendment** in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	14	Minus	20	0	X \$50	\$0.00
Indep. Claims	4	Minus	6	0	X \$200	\$0.00
				TOTAL	=	\$0.00
No additional claim fees are believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees to Deposit Account No. 06-0308.						
Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a one month extension of time to respond to the outstanding Office Action. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.						

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

30 January 2006
Date

Timothy E. Neuman
Timothy E. Neuman
Reg. No. 32,283
1100 Superior Avenue, 7th Floor
Cleveland, OH 44114-2579
216-861-5582

Certificate of Transmission

Under 37 C.F.R. § 1.8, I certify that this Response to Restriction Requirement and Preliminary Amendment is being transmitted via facsimile to the U.S. Patent & Trademark Office Centralized facsimile number (571) 273-8300, attention Mail Stop Amendment, Examiner Reginald Alexander, Group Art Unit 1761 in accordance with 37 C.F.R. § 1.8 on the date indicated below.

<u>January 30, 2006</u>	<u>Mary M. Schriner</u>
Date	Mary M. Schriner

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No. 4333 P. 4

JAN 30 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Patrick Halle, et al.
TITLE : SYSTEMS USEFUL FOR BEVERAGE
MAKING MACHINES
APPLICATION NO. : 10/705,411
FILED : November 10, 2003
CONFIRMATION NO. : 4397
EXAMINER : Reginald Alexander
ART UNIT : 1761
LAST OFFICE ACTION : November 28, 2005
ATTORNEY DOCKET NO. : CLWZ 2 00152

RESPONSE TO RESTRICTION REQUIREMENT and PRELIMINARY AMENDMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Restriction Requirement mailed November 28, 2005, on the above-referenced patent application, Applicants elect Group I, namely claims 1-8 and 16, without traverse for further prosecution and request amendment of the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 6 of this paper.

01/31/2006 TL0111 00000028 10705411

Remarks begin on page 11 of this paper. 01 FC:1251

120.00 OP

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